

Meeting Information: Regular Meeting of the Board; October 13, 2010

Meeting Description: Regular Meeting of Eastern Shore of Virginia Broadband Authority	
Date: October 13, 2010	Location: Accomack Airport
Time: 3:00 – 5:00 pm	Call In Phone no: NA

Participants: (✓ marks present; X marks absent; ☎ a dial-in attendee non-voting)

	Name		Name		Name
✓	Katie Nunez	X	Mike Zodun	✓	Joe Caffrey
X	Steve Miner	✓	Dimitri Plionis	✓	Pat Coady
✓	Cheryl Tyson	✓	Nicholas Pascaretti	✓	Melinda McPeek

Public Present: Faith Mill with LiteWorks

Joe Caffrey called the meeting to order @ 3:20 PM

Agenda Topics/Action Items:

1) Public Comment – No public comment
2) Review of Minutes a) Special and regular board meeting minutes from September 8, 2010 were reviewed and <i>Nunez motioned to approve the minutes, Plionis seconded, vote carried unanimously.</i>
3) Treasurer’s Report a) Financial Statements – Coady asked if anyone had questions about the financial statements in the board packet: Profit & Loss September 2010, Balance Sheet as of Sept. 30, 2010, Statement of Cash Flows Sept., 2010, and Budget vs. Actual YTD (see 3a.i, 3a.ii, 3a.iii, 3a.iv attached). Coady presented a handout with an overview of current cash flows (see 4b attached).
4) Status Reports a) Project and Sales Status Report – Pascaretti presented a handout with an overview of project status and sales (see 4b attached). Caffrey requested anticipated start dates for revenue and sales prospect discussions be part of future reports. Pascaretti explained that CDBG-R projects were under budget and discussions were underway with DHCD to reallocate remaining funds to other LMI institution builds.
5) New Business a) EDA Resolutions – Coady presented EDA Resolution 3(see 5a attached) for review. Plionis motioned to adopt the resolution, Caffrey seconded. <i>The following board members were present: Nunez, Caffrey, Plionis, and voted “yes”.</i> b) Engineering Resolution – Coady presented a resolution for clarifying ESVBA’s position that design work performed by employees of the Authority does not constitute “the practice of engineering” (see 5b attached). Plionis motioned to adopt the resolution, Caffrey seconded. <i>The following board members were present: Nunez, Caffrey, Plionis, and voted “yes”.</i> c) Service and Pricing Structure – Pascaretti reviewed the ESVBA published service pricing structure for wholesale, government, and retail and explained its basis (see 4b attached). Plionis requested a closed session in the future to discuss the pricing model in more depth. d) ESVBA Current Employees/Contractors – Coady presented an overview of the considerations in

**Eastern Shore of Virginia
Broadband Authority
Board Meeting Minutes**

determining employees vs. contractors. Coady suggested that he present amendments to the personnel policy to clarify employee classifications and make recommendations on the status of current ESVBA employees/contractors at the next board meeting.

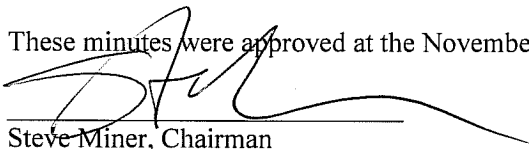
- e) Closed Session - Motion to enter into closed session according to Section 2.2-3711 of the Code of Virginia of 1950, as amended; (A) Paragraph 1: Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body *made by Nunez, seconded by Plionis*. The following board members were present: Caffrey, Plionis, Nunez, and voted affirmative.
- f) After closed session, the Treasurer reconvened the meeting. *Motion was made by Plionis, seconded by Nunez that the Board had entered the closed session for that purpose as set out in Paragraph 1 and of Section 2.2-3711 of the Code of Virginia of 1950, as amended.* Roll call vote taken – Vote was that no other business discussed than as advised per Paragraph 1 and 7. The following board members were present: Caffrey, Plionis, Nunez, and voted affirmative.

6) Next Meeting Date

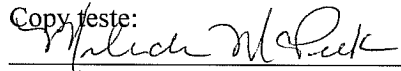
The next regular board meeting is scheduled for November 10, 2010 at 3:00 PM at the Accomack Airport.

Meeting was adjourned at 5:20 PM.

These minutes were approved at the November 10, 2010 meeting of the ESVBA.



Steve Miner, Chairman

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Melinda McPeek, Secretary